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064731.0350

SERIAL NO.
10/775,929

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Koji (nmi) Takeguchi
Serial No.: 10/775,929
Filing Date: February 10, 2004
Title: Upgraded Flexible Open Ring Optical Network and Method

Mail Stop: Amendments
Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

<p>Certificate of Mailing by Express Mail No. EV 733645303 US I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37. C.F.R. 1.10 on the date shown below, and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</p> <p>Name: <u>Willie Jiles</u> Willie Jiles</p> <p>Date: November 14, 2005</p>

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants respectfully request that the references listed in the attached PTO-1449 form be considered and cited in the examination of the Application. The present Application was filed after June 30, 2003. Therefore, under the July 11, 2003, waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. Patents and U.S. Patent Application Publications listed in the attached PTO-1449 form are not enclosed. Copies of all other references are enclosed for the convenience of the Examiner.

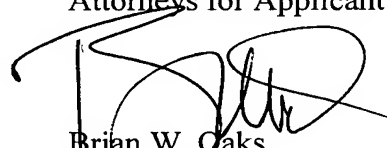
REMARKS

Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than thirty days prior to the filing of this Information Disclosure Statement, and this Information Disclosure Statement is submitted before a first Office Action on the merits. Under 37 C.F.R. § 1.97(b)(3), no fee is due. Nonetheless, the Commissioner is hereby authorized to charge any fee and credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicant



Brian W. Oaks
Reg. No. 44,981

Date: November 14, 2005

Correspondence Address:

Customer Number

05073

PTO-1449		Application No. 10/775,929		Applicant(s) Koji (nmi) Takeguchi	
Information Disclosure Citation In an Application		Docket Number 064731.0350	Group Art Unit Unknown	Filing Date February 10, 2004	

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U.S. PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A						
B						
C						
D						
E						
F						
G						

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
H	WO 96/32787	10/17/1996	PCT				
I	WO 98/52314	11/19/1998	PCT				
J	WO 03/104849	12/18/2003	PCT				
K	EP 0 668 674	08/23/1995	European Patent Office				

NON-PATENT DOCUMENTS		
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
L	Communication from the European Patent Office, European Search Report for Application No. EP 05 01 3846, 10/18/2005, 4 pages	10/18/2005
M		
N		
O		
P		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. PATENT AND TRADEMARK OFFICE

DAL01:879636.1